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TPW

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/751,071	01/02/2004	Young-Bum Kim	678-1336 (P11770)

CONFIRMATION NO. 1249

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FORMALITIES LETTER



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10/01/2004 HALI11 00000044 10751071

Date Mailed: 07/29/2004

01 FC:1051 130.00 DP  
02 FC:1053 130.00 DP

NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

*Filing Date Granted*

The U.S. Patent and Trademark Office has received your reply on 05/21/2004 to the Notice to File Missing Parts (Notice) mailed 07/29/2004 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application. Replies should be mailed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- Late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 was not received.
- The English translation fee of \$ 130 as set forth 37 CFR 1.17(k) was not paid.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$260** for a Large Entity

- **\$130** Late oath or declaration Surcharge.
- **\$130** for English translation surcharge required.

Replies should be mailed to: Mail Stop Missing Parts  
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*J. Van*  
*A copy of this notice **MUST** be returned with the reply.*

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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Young-Bum KIM et al. Group Art Unit: 2661  
Serial No.: 10/751,071 Docket: 678-1336 (P11770)  
Filed: January 2, 2004 Dated: September 28, 2004  
For: APPARATUS AND METHOD FOR  
TRANSMITTING/RECEIVING UPLINK  
DATA RETRANSMISSION REQUEST  
IN A CDMA COMMUNICATION SYSTEM

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE OF INCOMPLETE REPLY**

Sir:

In response to the Notice of Incomplete Reply, dated July 29, 2004, Applicants enclose herewith a properly executed original Declaration and Power of Attorney in compliance with 37 C.F.R. §1.63. Also enclosed is a check for \$260.00 to cover the surcharge under 37 C.F.R. §1.16(e) and 37 C.F.R. §1.17(k) along with a copy of the Notice of Incomplete Reply.

If the enclosed check is insufficient for any reason or becomes detached, please charge the required fee under 37 C.F.R. §1.16(e) and 37 C.F.R. §1.17(k) to Deposit Account No. 04-1121. TWO (2) COPIES OF THIS SHEET ARE ENCLOSED.

Respectfully submitted,  
  
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**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to the: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on September 28, 2004.

Dated: September 28, 2004

Paul J. Farrell